

SUMMARY OF THE DOCUMENT TO BE SERVED
ELEMENTS ESSENTIELS DE L'ACTE

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Convention on the service abroad of judicial and extrajudicial documents in civil or commercial matters, signed at The Hague, November 15, 1965.

Convention relative à la signification et à la notification à l'étranger des actes judiciaires et extrajudiciaires en matière civile ou commerciale, signée à La Haye, le 15 Novembre 1965.

(article 5, fourth paragraph)
(article 5, alinéa 4)

Receiving authority:
Diane K. Myers
APS INTERNATIONAL LTD
APS International Plaza, 7800 Glenroy Road, Minneapolis, Minnesota 55439-3122, U.S.A.

to 5 of the Convention
Plaintiffs v. Grupo Mexico S.A. de C.V.

Order, Supplemental Summons and Second Amended Verified Complaint, Supplemental Summons and First Amended Verified Complaint, Complaint with Certification, Summary of the Document to be Served, Translation

JUDICIAL DOCUMENT**
ACTE JUDICIAIRE

of the document:

The purpose of this document is to inform Grupo Mexico, S.A. de C.V. that a lawsuit has been started against them and that they have been joined as a defendant.

in the proceedings and, where appropriate, the amount in dispute:

cas échéant, le montant du litige: Plaintiffs' claim against the defendant is for damages and other relief in an amount to be determined as a result of the defendant's constructive fraud, actual fraud, and fraudulent conveyance.

of the appearance**:

Defendant is required to answer the complaint and serve a copy of the answer on plaintiffs' attorneys, FENBERG, P.C., 180 Maiden Lane, New York, NY 10038 USA / BARON & BUDD, The Centrum, Suite 1100, 3102 University Dallas, Texas 75219 USA within 30 days after service of the attached documents.

of the service**:

Service:

mburse the expenses:
N/A

of the document**:

lorsque dans l'acte: Defendant has 30 days after service of the attached documents in which to answer the complaint and serve a copy of the answer upon plaintiffs' attorneys.

Failure to do so will result in the plaintiff(s) taking a default judgment against the defendant for the relief demanded in the

EXTRAJUDICIAL DOCUMENT**
ACTE EXTRAJUDICIAIRE

of the document:

Date: N/A

of the document**:

lorsque dans l'acte N/A

the address of the person interested in the transmission of the document.

lorsque dans l'acte de la personne intéressée à la transmission de l'acte.

At an IAS Part 60 of the Supreme - 135
Court of the State of New York,
County of New York, at the
Courthouse located at, 60 Centre
Street, New York, New York on the
16 day of December, 2004.

PRESENT: B FRIC Justice

PHILIP NELSON BURNS, MIRJANA
LAVKOVICH, Administrator of the Estate of
late Lavkovich, Deceased, and WARREN
WERNER HALFFPAP,

Plaintiff(s),

-against-

Index No.: 114728/04

PROPOSED ORDER

GRUPO MEXICO S. A. de C.V., a Mexican
Corporation, SOUTHERN PERU HOLDING
CORPORATION, a Delaware Corporation,
SOUTHERN PERU HOLDING CORPORATION
a Delaware Corporation, GRUPO MINERO
MEXICO INTERNACIONAL, S.A. DE C.V., a
Mexican Corporation, COMPAÑIA MEXICANA
de COBRE, a Mexican Corporation, JP
MORGAN CHASE & COMPANY F/k/a CHASE
MANHATTAN BANK & TRUST COMPANY,
a Delaware Corporation AMERICAS MINING
CORPORATION, a Delaware Corporation,
ERNST & YOUNG LLP, ERNST & YOUNG
CORPORATE FINANCE, LLC, GERMAN
LARREA MOTA-VELASCO, Officer and
Director of ASARCO, Inc., OSCAR GONZALES
ROCHA Officer and Director of ASARCO, Inc.,
DANIEL TELLECHEA SAUDO Officer and
Director of ASARCO, Inc.

FILED
DEC 20 2004
CLERK'S OFFICE
NEW YORK

Defendant(s)

Upon reading the Notice of Motion dated November 30, 2004, the affirmation of
Guy Klein, Esq., affirmed the 1st day of December, 2004 in support of said motion, and 136
there being no opposition thereto it is hereby

ORDERED, that Plaintiffs Motion to Appoint Special Process Server to Effect
Service of Process on an Unauthorized Foreign Corporation Pursuant to the Hague
Convention is GRANTED; and it is further

ORDERED, that APS International, Ltd. is authorized to effect service of
process on the defendants, Grupo Mexico S. A. de C.V., Grupo Minero Mexico
Internacional, Compania Mexicana de Cobre, German Larrea Mota-Vaelasco, Oscar
Gonzales Rocha and Daniel Tellechea Salido in Mexico in accordance with the Hague
Convention on the Service Abroad of Judicial and Extra-Judicial Documents in Civil or
Commercial Matters, TIAS #10072 (U.S. Treaties & Other International Acts) and 20
UST 361 (U.S. Treaties & Other International agreements) and International Law.

104860

ENTEEF

J.S.C.

BERNARD J. FRIED
J.S.C.

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COURT OF THE STATE OF NEW YORK
OF NEW YORK

ELION BURNS, MIRJANA PAVKOVICH,
EXECUTOR of the Estate of Rade Pavkovich, Deceased,
HARREN ELMER HALFPAK,

Plaintiffs,
against
MEXICO S. A. de C.V., A Mexican Corporation, et al.

Defendants.

PROPOSED ORDER

WEITZ & LUXENBERG, P.C.

Attorneys for

180 Maiden Lane
New York, NY 10038
(212) 558-5500

NYCRR 130-1.1, the undersigned, an attorney admitted to practice in the courts of New York
states that, upon information and belief and reasonable inquiry, the contentions contained in the
document are not frivolous.

Signature

Print Signer's Name

copy of the within

is hereby admitted.

Attorney(s) for

TAKE NOTICE:

that the within is a (certified) true copy of a
entered in the office of the clerk of the within named Court on

that an Order of which the within is a true copy will be presented for settlement to the
one of the judges of the within named Court.

20 at

M.

Attorneys for

WEITZ & LUXENBERG, P.C.

180 Maiden Lane
New York, NY 10038

Attorney(s) for

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THE COURT OF THE STATE OF NEW YORK
OF NEW YORK

NELSON BURNS, MIRJANA
Administrator of the Estate of
WILLIAM BURNS, Deceased, and WARREN
BURNETT,
Plaintiff(s),

against-

MEXICO S. A. de C.V., a Mexican
SOUTHERN PERU HOLDING
CORPORATION, a Delaware Corporation,
PERUHOLDING CORPORATION
Corporation, GRUPO MINERO
INTERNACIONAL, S. A. DE C.V., a
Corporation, COMPAÑIA MEXICANA
ORES, a Mexican Corporation, JP
MORGAN & COMPANY f/k/a CHASE
MANHATTAN BANK & TRUST COMPANY,
Corporation AMERICAS MINING
CORPORATION, a Delaware Corporation,
YOUNG LLP, ERNST & YOUNG
CORPORATE FINANCE, L.L.C., GERMAN
PAMOTTA-VAELASCO, Officer and
ASARCO, Inc., OSCAR GONZALES
Officer and Director of ASARCO, Inc.,
ESTEBAN LECHEA SALIDO Officer and
ASARCO, Inc., CREDIT SUISSE
BOSTON, INC., CREDIT SUISSE FIRST
QUARTER, LLC and CREDIT SUISSE FIRST
QUARTER (USA), INC.

Defendant(s)

Above-named Defendants

You are hereby summoned to answer the Complaint in this action and to serve a copy of
answer, or, if the Complaint is not served with this Summons, to serve a Notice of Appearance,

Index No.: 04/114728

SUPPLEMENTAL SUMMONS

FILED

REB 17 2005

NEW YORK
COUNTY CLERK'S OFFICE

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Attorney(s) within 20 days after the service of this summons, exclusive of the day
within 30 days after the service is complete if this summons is not personally delivered
in the State of New York; and in case of your failure to appear or answer, judgment will
be entered against you by default for the relief demanded in the Complaint.

WEITZ & LUXENBERG, P.C.
A New York Professional Corporation
180 Maiden Lane
New York, NY 10038
(212)558-5500
FAX (212)344-5461

By:

Gary Klein, Esq.

BARON & BUDD
A PROFESSIONAL CORPORATION

Alan B. Rich, Esq.
The Centrum, Suite 1100
3102 Oak Lawn Avenue
Dallas, Texas 75219
(214) 521-3605
FAX: (214) 520-1181

No. 193016

STATE OF NEW YORK,
COUNTY OF NEW YORK, SS:
I, NORMAN GOODMAN,
COUNTY CLERK AND CLERK
OF THE SUPREME COURT,
NEW YORK COUNTY,
DO HEREBY CERTIFY ON

MAR 28 2005

THAT I HAVE COMPARED THIS
COPY WITH THE ORIGINAL
FILED IN MY OFFICE ON

2/17/05
AND THAT THE SAME IS A
CORRECT TRANSCRIPT
THEREUPON AND OF THE
WHOLE OF SUCH ORIGINAL.
IN WITNESS WHEREOF,
I HAVE HEREUNTO SET MY
HAND AND AFFIXED MY
OFFICIAL SEAL.

Norman Goodman
COUNTY CLERK AND CLERK OF THE
SUPREME COURT, NEW YORK COUNTY
FACSIMILE SIGNATURE USED
PURSUANT TO SECTION 80,
COUNTY LAW.

Fee Paid

FILED
3/10/05
COUNTY CLERK
NEW YORK COUNTY

COURT OF THE STATE OF NEW YORK
OF NEW YORK

ENHISON BURNS, MIRJANA
D'VICH, Administrator of the Estate of
Wojciech Deceased, and WARREN
HALFPAP,

Plaintiff(s),

-against-

MEXICO S. A. de C.V., a Mexican Corporation, SOUTHERN PERU HOLDINGS CORPORATION, a Delaware Corporation, SPHC, a Delaware Corporation, GRUPO MEXICO INTERNACIONAL, S.A. de C.V., a Mexican Corporation, MEXICANA DE SEÑA, S.A. de C.V. a Mexican Corporation, EXPLORADORA MINERA MEXICO, S.A. de C.V., a Mexican Corporation, JP MORGAN CHASE COMPANY f/k/a CHASE MANHATTAN BANK & TRUST COMPANY, a New York Corporation, AMERICAS MINING CORPORATION, a Delaware Corporation, YOUNG LLP, ERNST & YOUNG, RABBI FINANCE, LLC, GERMAN A. MOTA-VELASCO, Officer and Director of ASARCO, Inc., OSCAR GONZALEZ, Officer and Director of ASARCO, Inc., SUISSE FIRST BOSTON, INC., SUISSE FIRST BOSTON, LLC and SUISSE FIRST BOSTON (USA), INC.

Defendant(s)

by their attorneys, WEITZ & LUXENBERG, P.C. and BARON & BUDD, P.C. for

against Defendants respectfully allege as follows:

PRELIMINARY STATEMENT

This case concerns the acquisition and systematic liquidation of a multi-billion

one hundred year old, U.S. Corporation for the benefit of foreign investors and to the
of resident creditors. The companies and assets which made up Asarco Incorporated
(ASARCO) were raided, sold for profit and transferred beyond the direct reach of individuals
injured and owes compensation.

This action arises under the New York Fraudulent Conveyance Act, DEBT. &
70 et seq. and the common law of New York concerning fraud. Plaintiffs all have
against ASARCO for personal injuries related to asbestos exposure, and are all creditors
of ASARCO. Plaintiffs bring this action on behalf of themselves and as a plaintiff class, as
(referred to hereinafter as the "Plaintiff Class").

JURISDICTION, VENUE & CHOICE OF LAW

Jurisdiction and venue are proper in the State of New York and New York County
N.Y. C.P.L.R. art. 5 § 503. New York State Law governs plaintiffs' claims for
TORTS.

The parties and the principal transfers complained of herein all have a significant
connection with this jurisdiction. At the time of the Leveraged Buyout ("LBO"), ASARCO's
corporate headquarters was located in New York City. The corporate headquarters of defendant
Bank One Chase & Company f/k/a Chase Manhattan Bank & Trust Co. ("Chase") is located in
New York City.

All defendants are authorized to transact business in the state and/or have
agreements to supply goods and services within the state. All defendant corporations and business
entities have committed tortious acts within the state of New York.

ASARCO, defendant Grupo Mexico S.A. de C.V. ("GRUPO MEXICO"),

Americas Mining Corporation ("AMC") and defendant CHASE have all contractually agreed that they might have had to contest the jurisdiction of this Court relating to the same contested herein. Further, these defendants have designated within those same New York State Law governs principal transactions involved in the LBO.

Defendant Ernst & Young, LLP and Ernst & Young Corporate Finance LLC may conduct business in this state and county.

Defendants Credit Suisse First Boston, Inc., Credit Suisse First Boston, LLC and Credit Suisse First Boston (USA) Inc.'s (collectively "CSFB") principal offices are located in New York City, New York.

The State of New York has the most significant interest in the outcome of this

Plaintiffs

10. Plaintiffs are present unsecured creditors of ASARCO whose claims have not been satisfied. Plaintiffs are persons who were injured by ASARCO and whose tort claims were filed and unfiled against ASARCO at the time of the fraudulent conveyance(s) at issue. Plaintiffs all have "claims" against ASARCO and are therefore "creditors" as that term is defined in the New York Fraudulent Conveyance Act ("the Act"), N.Y. DEBT & CRED. § 270.

11. The Plaintiffs are by name and citizenship: PHILLIP NELSON BURNS, a citizen of the State of Arizona; MIRJANA PAVKOVICH, Administrator of the Estate of Radevich Deceased, a citizen of the State of Arizona; and WARREN ELMER HALFPAP, a citizen of the State of New York.

Defendants

12. Defendant GRUPO MEXICO S. A. de C.V. ("GRUPO MEXICO") is a Mexican

GRUPO MEXICO may be served with process pursuant to the Convention on the Service Abroad of Judicial and Extrajudicial Documents in Civil or Commercial Matters (the Hague Convention) by providing the Summons and Complaint in proper form to the Mexican Central Authority, which will provide formal service upon GRUPO MEXICO S.A. DE C.V., at its headquarters at Avenue Baja California 200, Colonia Roma Sur, 06760, Mexico City, Mexico.

Defendants herein to "GRUPO MEXICO" include GRUPO MEXICO S.A. de C.V. and its

subsidiaries and affiliates, defendants Americas Mining Corporation ("AMC"), Controladora

Mexico, S.A. de C.V. ("CMM"), Grupo Mexico Minera Mexico Internacional, S.A. de

C.V. ("GMMI") and Mexicana de Cobre S.A. de C.V.

Defendants SOUTHERN PERU HOLDINGS CORPORATION ("SPHC") and

SPHC II are incorporated in the State of Delaware and maintain their corporate

offices at 2575 East Camelback Road, Phoenix Arizona, 85016. The registered service

agent for both SPHC and SPHC II is the Corporation Trust Center, 1209 Orange Street,

Wilmington, Delaware, 19801. SPHC is a holding company and was formed as a wholly owned

subsidiary of ASARCO to facilitate the transfer of ASARCO's interest in Southern Peru Copper

Corporation ("SPCC") to defendant GRUPO MEXICO and/or its affiliates.

Defendant GRUPO MEXICO MINERO MEXICO INTERNACIONAL, S.A. DE

C.V. ("GMMI") is a Mexican corporation. GMMI may be served with process pursuant to the

Convention on the Service Abroad of Judicial and Extrajudicial Documents in Civil or

Commercial Matters (the Hague Convention) by providing the Summons and Complaint in

proper form to the Mexican Central Authority, which will provide formal service upon GRUPO

MEXICO MINERO MEXICO INTERNACIONAL, S.A. DE C.V., at its headquarters at Avenue

Baja California 200, Colonia Roma Sur 06760 Mexico City, Mexico.

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Defendant MEXICANA de COBRE S.A. de C.V. is a Mexican corporation.

Defendant MEXICANA de COBRE S.A. de C.V. may be served with process pursuant to the Convention

on the Service of Judicial and Extrajudicial Documents in Civil or Commercial Matters

(the "Convention") by providing the Summons and Complaint in proper form to the

Mexican Central Authority, which will provide formal service upon MEXICANA de COBRE

S.A. de C.V., at its headquarters at Kilometro 21 Carretera Nacozari Agua Prieta, 84346, Nacozari de Garcia,

Mexico.

Defendant CONTROLADORA MINERA MEXICO, S.A. de C.V.

is a Mexican Corporation may be served with process pursuant to the Convention on

the Service of Judicial and Extrajudicial Documents in Civil or Commercial Matters (the

Convention) by providing the Summons and Complaint in proper form to the Mexican

Central Authority, which will provide formal service upon CONTROLADORA MINERA

MEXICO S.A. de C.V., at its headquarters at Avenue Baja California 200, Colonia Roma

160 Mexico City, Mexico.

Defendant AMERICAS MINING CORPORATION ("AMC") is incorporated in

Delaware and maintains its principal place of business at 2575 East Camelback

Phoenix, Arizona, 85016. AMC is a wholly owned subsidiary of defendant GRUPO

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Defendant JP MORGAN CHASE & COMPANY f/k/a CHASE MANHATTAN

("Chase") is a Delaware Corporations whose corporate headquarters are located in New

York, New York. Chase Manhattan Bank is a "legacy" company of JP Morgan Chase & Co.

Defendant ERNST & YOUNG, LLP and Defendant ERNST & YOUNG

STATE FINANCE, LLC (collectively "Ernst & Young") are limited liability companies

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firms with worldwide offices including offices in New York City, New York.

Defendants CREDIT SUISSE FIRST BOSTON, INC., a Delaware Corporation,

CREDIT SUISSE FIRST BOSTON, LLC a Delaware Limited Liability Company and CREDIT

FIRST BOSTON (USA), INC. a Delaware Corporation (collectively "CSFB") served as

adviser to ASARCO's Board of Directors at the time of the LBO and a commercial

financilly backed the LBO and profited from the transaction. CSFB does business

but regularly conducts business in New York City and the State of New York. The

corporate office of each CSFB entity is Eleven Madison Avenue, New York N.Y.

Defendant GERMAN LARREA MOTA-VELASCO was the Chairman and Chief

Officer of ASARCO from November 1999 and at the date of the transfer of SPCC to

he was also Chairman of the Board of SPCC and Chief Executive Officer and Chairman

Board of GRUPO MEXICO, and he owes a fiduciary duty to ASARCO's creditors,

plaintiffs. Mr. Mota-Velasco may be served with process pursuant to the Convention

Service Abroad of Judicial and Extrajudicial Documents in Civil or Commercial Matters

(the Convention) by providing the Summons and Complaint in proper form to the

Central Authority, which will provide formal service upon Mr. Mota-Velasco at his

business at Avenue Baja California 200, Colonia Roma Sur 06760 Mexico City,

Defendant OSCAR GONZALEZ ROCHA was a Director of ASARCO at the

transfer of SPCC to AMC. At that time he was also President, General Director and

Operating Officer of SPCC, and he owes a fiduciary duty to ASARCO's creditors,

plaintiffs. Mr. Rocha may be served with process at his place of business at its place of business at 2575 East Camelback Road, Phoenix, Arizona.

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PLAINTIFF CLASS

23. The Plaintiff Class is defined as: All persons who were exposed to, inhaled, otherwise absorbed asbestos or asbestos containing products in the course of their work during non-occupational work projects (including but not limited to, home and office repairs, maintenance and remodeling) and/or in other ways, which were produced, sold, distributed or installed directly or indirectly by ASARCO, Inc. and have or will contract asbestos related diseases. All members of the Plaintiff Class are unsecured creditors of ASARCO, entitled to judgment against the Defendants and Defendant Class who through negligent and intentional acts, fraudulently conveyed and/or facilitated the conveyance of ASARCO's principal assets which should rightfully be available to compensate the Plaintiff Class members arising from ASARCO's tortious conduct.

DEFENDANT CLASS

24. The Defendant Class is defined as all named defendants who participated in and profited from the liquidation of ASARCO's principal assets.

BACKGROUND ALLEGATIONS

ASARCO BEFORE THE LEVERAGED BUYOUT

25. Prior to the leveraged buyout of ASARCO by GRUPO MEXICO, ASARCO's publicly filed financial statements portrayed ASARCO as a solvent, international, publicly traded corporation, listed on the New York Stock Exchange with more than four billion dollars in assets and a low debt to asset ratio.

26. However, the Defendants, including the Officers and Directors of ASARCO, were

multiple claims against the company for environmental cleanup relating to ASARCO's smelting operations in the United States and thousands of asbestos related personal claims stemming from the operation of ASARCO's own facilities and those of two of ASARCO's subsidiaries Capco Pipe Company (asbestos product manufacturer and distributor) and Amante du Quebec (LAQ) (asbestos mining operation). 147

Taking these present and anticipated creditor claims into account, ASARCO was facing insolvency prior to the LBO.

ASARCO's Directors decided to sell the company. The Directors, all insiders and shareholders of ASARCO, entertained and accepted tender offers from Phelps Dodge and defendant GRUPO MEXICO.

The sale of ASARCO and the liquidation of the company's principal assets prior to settlement of its environmental claims, including asbestos claims, and its other anticipated creditor claims, unlawfully favored shareholders at the expense of creditors including

OVERVIEW OF GRUPO MEXICO'S TENDER OFFER AND INTEGRATED PLAN OF LIQUIDATION

GRUPO MEXICO offered to purchase ASARCO's stock for cash through a buyout. GRUPO MEXICO's tender offer consisted of \$29.75 per share, a guarantee of \$1 billion from Chase and other lenders including CSFB to ASARCO to repurchase its own stock, and assumption of \$1.2 billion dollars in "pre-existing corporate debt." GRUPO MEXICO's offer did not, however, involve actually paying-off all of ASARCO's "pre-existing corporate

GRUPO MEXICO would then force ASARCO to become responsible for the loan

and the other lenders, requiring ASARCO (rather than GRUPO MEXICO) to pay for its

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debt by GRUPO MEXICO. ASARCO was thus forced to repay the loans made to

GRUPO MEXICO by cannibalizing itself through the sale of its own assets.

As for the "pre-existing corporate debt" most of the debt was not owed or

owed by ASARCO. This debt was SPCC's, and it arose out of an expansion project of

ASARCO's copper refining operations. Nevertheless, upon information and belief, GRUPO

MEXICO required that assets of ASARCO be liquidated to pay down SPCC's debt.

After having used its own assets to pay down SPCC's debt, ASARCO transferred its SPCC

assets to GRUPO MEXICO for unreasonably small consideration.

III. GRUPO MEXICO'S PURCHASE AND PRIVATIZATION OF ASARCO

In November 1999, GRUPO MEXICO purchased ASARCO in a "bust up"

transaction wherein the non-mining assets of ASARCO were sold to finance the purchase.

The acquisition of ASARCO by GRUPO MEXICO was accomplished through the

redemption/share repurchase of ASARCO's stock. Prior to its tender offer, GRUPO MEXICO,

its wholly-owned subsidiary, acquired slightly more than 9% of the outstanding ASARCO common

stock and became the company's largest, single shareholder. As ASARCO repurchased its own

stock, GRUPO MEXICO's ownership interest in ASARCO increased.

In connection with the acquisition, GRUPO MEXICO caused ASARCO to merge

with a GRUPO MEXICO merger subsidiary with "ASARCO" being the survivor. GRUPO

MEXICO's ASARCO stock was then transferred to another holding company, defendant

American Mining Corporation (AMC).

After redemption/share repurchase of the other ASARCO shareholders, GRUPO

MEXICO privatized ASARCO in anticipation of liquidating its non-mining assets. ASARCO

from the New York Stock Exchange, and ASARCO was no longer required to 149
file financial reports.

In a series of related, integrated and designed transactions, GRUPO MEXICO
acquired ASARCO by means of a leveraged buyout for less than fair consideration, without good
protection of creditors' rights, including plaintiffs'.

GRUPO MEXICO's acquisition costs for the purchase of ASARCO were paid
by ASARCO. In November 1999, GRUPO MEXICO negotiated with
ASARCO to redeem ASARCO's stock.

To pay initial acquisition costs, GRUPO MEXICO caused ASARCO (through the
MEXICO merger subsidiary) to borrow eight hundred seventeen million dollars
("acquisition loan") from defendant Chase.

Chase also set up and syndicated a four hundred fifty million dollar
revolving line of credit for ASARCO which added to the company's debt load

As collateral, ASARCO pledged its ownership interest in SPCC, Enthon-O MI,
and companies (collectively "Enthon") and American Limestone Company and
names (collectively "American Limestone"). (SPCC, Enthon and American
are collectively referred to herein as "ASARCO's principal assets"). As a part of
MEXICO's acquisition and in anticipation of transfer to GRUPO MEXICO, ASARCO
SPCC stock in a wholly owned subsidiary and holding company, Southern Peru
poration ("SPHC"). At the time of acquisition, ASARCO owned approximately
the voting stock of SPCC.

Chase and the other participating banks expected to be paid, and were paid, as